



# The Settings Rule

June 19, 2018

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# Recent Work

## Collaboration with State Medicaid Agency

- Weekly meetings

- State Medicaid Agency workgroups and focus groups

## Person Centered Support Plan

- Investigating better tools for planning

- Face to face meetings with parents/families/guardians

- Created Settings Rule webpage on DSPD website

- State Medicaid Agency also maintains a settings rule webpage

# Settings Rule

- Is not a reduction in services
- Is not a requirement that people work
- Is not a prohibition of Facility-Based Supports
- Is not a requirement that people participate in activities that they do not want to do
- Is not intended to isolate people

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# Settings Attributes in Utah

- Offers multiple community activities each day
- People have individualized schedules that they helped to create
- Supports people with disabilities to interact with those without disabilities
- Assists people in their day program to pursue competitive integrated employment
- Has an “open door” policy for visitors from the community
- Offers services that are integrated with other people in the community
- Allows people to eat when and what they want, even if this is at an offsite location

# States Closing Sheltered Workshops

16 states have either closed or are closing all sheltered workshops

- 8 states have closed sheltered workshops

(District of Columbia, Hawaii, Maine, Massachusetts, New Hampshire, New Mexico, Vermont, Virginia)

- 8 states phasing out sheltered workshops over time

(Arkansas, Michigan, Minnesota, Nebraska, New York, Oregon, Rhode Island and Washington)

# States Redesigning Facility Based Work

- 15 states have made sheltered work a time-limited service, with prevocational training
- 5 have eliminated sub-minimum wage

# States Retaining Sheltered Work

- 5 states are keeping sheltered work open, but not using HCBS funds to pay for them  
(Arkansas, Idaho, New Jersey, Missouri, Tennessee)
- 4 states incentivize community-based
  - Raised requirements for sheltered work and/or increased rates for community-based employment  
(Tennessee, Kentucky, Minnesota, New Mexico)

# Considerations for Utah

Ensure that no one will lose services

Person centered approach, services to meet their needs

The State (DOH and DSPD) is still working to determine implementation of the settings rule in Utah

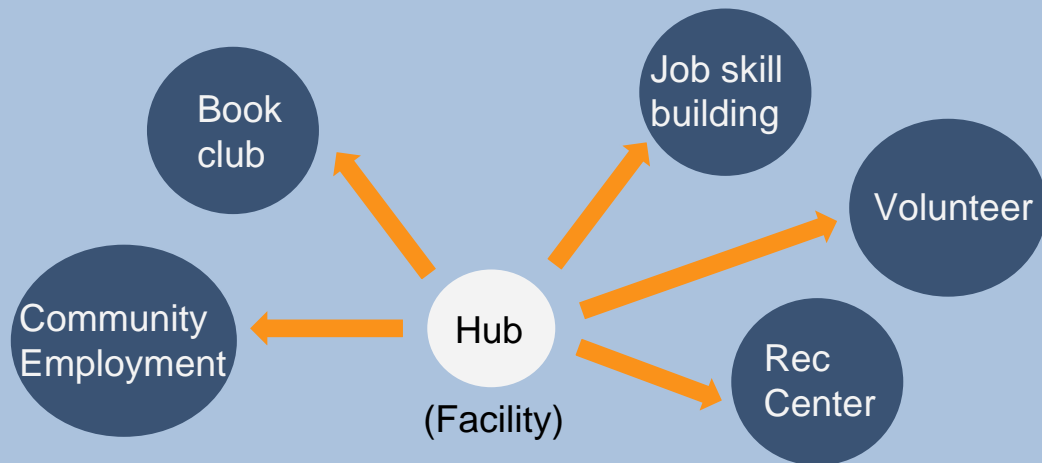
- Hub and spoke
- Community time requirements
- Time limited
- Grandfathering
- Considering options for settings that will not meet the rule currently

Considering what supports providers may need to be compliant



# Hub and Spoke Model

- People meet at a central location then go out into the community (activities, employment skill development, jobs, etc...) based on individual preference with provider resources



# DSPD Customized Employment

## CURRENT CHOICES

Large Group  
Community Employment

Community Based  
Employment



## EXPANDED CHOICES



Exploration



Work Strategy  
Assessment



Discovery



Customized  
Employment Planning



Small Group  
Supported Employment



Supported Employment  
Long Term Support



Pre-Employment  
Skill Building



Job Development



Community  
Learning Services

# Successful Person-Supports



Work

Sensory break at a center

Lunch

Volunteer Work

Sensory break at a center

Home

**Residential Supports**



Get ready for work at a center

Work

Lunch

Community art class

Exercise

Home

**Family Home**